SINGLE BENCH

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IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition NO. 4951 /2005

PETITIONER : Smt. Vandana Pathak (Mishra)
W/o. Satish Kumar Pathak
aged about 40 years,
Assistant Professor
Department of Economics
Govt. N.E.S. College, Jaspur-Nagar, R/o. Jaspur-Nagar
Dist. Jaspur (C.G.)

VERSUS

RESPONDENTS :
1. The State of Chhattisgarh
Through : the Principal Secretary
Department of Higher Education,
D.K.S. Bhawan, Raipur (C.G.)
2. The Commissioner/Director
Higher Education, Govt. of Chhattisgarh,
Govt. Science College Campus
Raipur, Dist. Raipur (C.G.)
3. The Principal
Govt. N.E.S. College,
Jaspur Nagar, Dist.Jaspur
(C.G.)

P.R. No. 4557/05
Presented by Shri Rajesh Tiwari
dated 6.9.05

RECEIVED-COPY
6.9.05
CLERK to A. G. BILASPUR

WRIT PETITION U/A 226/227 OF THE CONSTITUTION OF INDIA

1. **PARTICULARS OF THE PETITIONER**

As stated in the cause title.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक .....W.P.No. 4451..... **सन् 2005**

042

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	6-10-2005 Shri A.K. Prasad, counsel for the petitioner. Shri Yashwant Singh Thakur, Govt. Advocate for the State/ respondents. Heard both the counsel. The petitioner is working as Assistant Professor in the N.E.S. College, Jashpur Nagar. The main grievance of the petitioner in this petition is that the duration of her service as ad-hoc employee is not being considered for the purpose of grant of annual increment. Learned counsel for the petitioner referred the order of the State Administrative Tribunal, Jabalpur (Annexure-P/3) dated 3-8-99 in which in O.A. Nos.674/99, 506/99, 1004/99, 563/99 and 460/99 the Tribunal after considering the similar grievances of those employees ordered that pay includes annual increments and therefore, even appointment on ad-hoc or temporary or emergency basis in the pay scale the grant of annual increments cannot be denied. He placed reliance on the order of the State Administrative Tribunal, Raipur (Annexure-P/4) dated 11-9-2001 in which in O.A. No.435/2001 similar order was passed. Therefore, he submitted that respondents be directed to consider the case of the petitioner for grant of annual increment including ad-hoc/temporary service of the petitioner to which learned counsel for respondents has no objection.	

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200 043

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
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Prayer made by learned counsel for the petitioner is just, fair and reasonable. It is, therefore, directed that if the case of the petitioner is similar to the above referred cases in which the Administrative Tribunal, Jabalpur and Raipur have passed the order, then respondents should consider the case of the petitioner for the purpose of grant of annual increments as also inclusion of temporary/ad-hoc service of the petitioner.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.3621/2005 and I.A. No.8030/2005 also stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C.BHADOO
Judge

Barve